

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK

-----X  
National Union Fire Insurance Company of  
Pittsburgh, PA as subrogee and assignee of  
The Rockefeller Foundation,  
Plaintiff(s),

JUDGE JONES  
Index No. 07 CIV. 7515

-against-  
Anthony McEwan, Frank Melli, Paul Shusterman,  
Lisa Baker and Lacho Terrazas,  
Defendant(s).

AFFIDAVIT OF SERVICE

-----X  
STATE OF NEW YORK )  
S.S.:  
COUNTY OF NEW YORK)

NELSON CARVAJAL, being duly sworn, deposes and says that he is over the age of eighteen years, is employed by the attorney service, DLS., Inc., and is not a party to this action.

That on the 30<sup>th</sup> day of August 2007, at approximately the time of 7:45 p.m., deponent attempted to serve a true copy of the **SUMMONS IN A CIVIL ACTION, COMPLAINT, ELECTRONIC FILING INSTRUCTIONS AND JUDGES RULES** upon Frank Melli at 86-02 Park Lane South, 6B5, Woodhaven, NY 11421. No answer was received when deponent rang the buzzer.

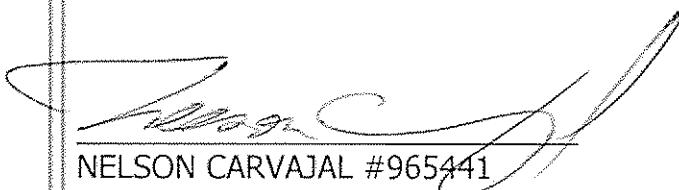
That on the 31<sup>st</sup> day of August 2007, at approximately the time of 9:16 a.m., deponent again attempted to serve a true copy of the **SUMMONS IN A CIVIL ACTION, COMPLAINT, ELECTRONIC FILING INSTRUCTIONS AND JUDGES RULES** upon Frank Melli at 86-02 Park Lane South, 6B5, Woodhaven, NY 11421, again no answer was received when deponent rang the buzzer.

That on the 1<sup>st</sup> day of September 2007, at approximately the time of 4:10 p.m., deponent again attempted to serve a true copy of the **SUMMONS IN A CIVIL ACTION, COMPLAINT, ELECTRONIC FILING INSTRUCTIONS AND JUDGES RULES** upon Frank Melli at 86-02 Park Lane South, 6B5, Woodhaven, NY 11421, and again no answer was received when deponent rang the buzzer.

That on the 3<sup>rd</sup> day of September 2007, at approximately the time of 9:25 a.m., deponent again attempted to serve a true copy of the **SUMMONS IN A CIVIL ACTION, COMPLAINT, ELECTRONIC FILING INSTRUCTIONS AND JUDGES RULES** upon Frank Melli at 86-02 Park Lane South, 6B5, Woodhaven, NY 11421, and again no answer was received when deponent rang the buzzer.

At that time, therefore, deponent served a true copy of the foregoing papers upon Frank Melli by firmly affixing same conspicuously on the brown front door at that address, the actual place of residence.

That on the 4<sup>th</sup> day of September 2007, deponent served another copy of the foregoing upon Frank Melli at 86-02 Park Lane South, 6B5, Woodhaven, NY 11421, by first class mail, by enclosing a true copy thereof in a securely sealed and postpaid wrapper with the words "PERSONAL AND CONFIDENTIAL" written on the same envelope, and not indicating on the outside that it is from an attorney or concerns an action against the person to be served, and depositing the same into an official depository maintained by the Government of the United States, City and State of New York.

  
NELSON CARVAJAL #965441

Sworn to before me this  
5<sup>th</sup> day of September, 2007

  
NOTARY PUBLIC

JONATHAN T. RIPPS  
Notary Public, State of New York  
NO. 01R16109718  
Qualified in Rockland County  
Certificate Filed in New York County  
Commission Expires May 17, 2008